

Division of Waste Management
UST Section
Civil Penalty Assessments

2020

January	February	March	April
May	June	July	August
September	October	November	December

**Division of Waste Management
UST Section
Civil Penalty Assessments
January 2020**

Responsible Party	Facility Name	Violation(s)	Penalty Amount	Date Assessed
Sam Gillani PO Box 816 Pisgah Forest, NC	One Stop 5 1591 Old Hendersonville Hwy Pisgah Forest, NC Transylvania Co.	Violation of 15A NCAC 2N .0301 by failing to provide corrosion protection for two UST systems and violation of 15A NCAC 2N .0603 by failing to investigate a suspected release at a spill containment bucket for one UST system.	\$6,565.84	01/27/2020
Virpa LLC and Payalekta Realty LLC 1410 E. Church St. Cherryville, NC	Heafners Superette 1410 E. Church St. Cherryville, NC Gaston Co.	Violation of 15A NCAC 2N .0603 by failing to investigate a suspected release for one UST system and violation of 15A NCAC 2N .0801 by failing to secure and maintain one UST system in temporary closure.	\$4,363.64	01/27/2020
Lee Transport, Inc. PO Bix 685 Broadway, NC	D & D General Store 3201 Carbonton Rd. Sanford, NC Lee Co.	Violation of NCGS 143-215.94U by placing petroleum product into an unpermitted UST system.	\$1,958.62	01/30/2020

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February 2020**

Responsible Party	Facility Name	Violation(s)	Penalty Amount	Date Assessed
Girma Adugna, Registered Agent Girma Investments, Inc. 3424 Wilkinson Blvd. Charlotte, NC	GA Mart 3424 Wilkinson Blvd. Charlotte, NC Mecklenburg Co.	Violation of 15A NCAC 2N .0502 and .0506 by failing to comply with leak detection requirements for one UST, violation of 15A NCAC 2N .0505 by failing to conduct an annual test of the operation of one ALLD and violation of 15A NCAC 2N .0801 by failing to secure and maintain one UST system in temporary closure.	\$7,148.68	02/13/2020
Peter Bell, Registered Agent Ganam Investments, LLC 6353 E. Independence Blvd. Charlotte, NC	Fuel Mart 5035 N. Tryon St. Charlotte, NC Mecklenburg Co.	Violation of 15A NCAC 2N .0502 by failing to provide an ALLD for one pressurized piping system, violation of 15A NCAC 2N .0901 by failing to comply with secondary containment leak detection monitoring requirements for three UST systems, violation of 15A NCAC 2N .0904 by failing to repair or replace piping after a failed tightness test and violation of NCGS 143-215.94NN-SS by failing to retrain a primary operator after violations were found at an inspection.	\$8,845.04	02/28/2020

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March 2020**

Responsible Party	Facility Name	Violation(s)	Penalty Amount	Date Assessed
Husam K. Salem 2549 BP Lane Rocky Mount, NC 27804	Husams Best Bet 2360 Highway 48 South, Roanoke Rapids, NC Halifax County	Violation of 15A NCAC 2N .0303 by failing to register one regulated UST system and violation of 15A NCAC 2N .0801 by failing to permanently close four UST systems in improper temporary closure.	\$9,663.84	03/20/2020
Jyoti Property Management Inc. 410 S. Hughes Blvd. Elizabeth City, NC	Pit Stop 410 S. Hughes Blvd. Elizabeth City, NC Pasquotank Co.	Violation of 15A NCAC 2N .0402 by failing to have a qualified cathodic protection tester inspect a cathodic protection system every three years for five UST systems, violation of 15A NCAC 2N .0502 and .0506 by failing to comply with leak detection requirements for five USTs, violation of 15A NCAC 2N .0502 by failing to provide leak detection for pressurized piping associated with four UST systems, violation of 15A NCAC 2N .0505 by failing to conduct annual tests of the operation of four automatic line leak detectors (ALLDs), violation of 15A NCAC 2N .0603 by failing to investigate suspected releases from five spill containment buckets, violation of 15A NCAC 2N .0901 by failing to provide secondary containment leak detection monitoring for containment sumps associated with five UST systems, violation of 15A NCAC 2N .0901 by failing to check leak detection equipment operability annually for five UST systems, violation of 15A NCAC 2N .0905 by failing to conduct tightness tests for containment sumps associated with five UST systems every three years, violation of 15A NCAC 2N .0905 by failing to visually inspect containment sumps associated with five UST systems annually and violation of NCGS 143-215.94U by failing to hold a currently valid operating permit for five UST systems.	\$19,433.56	03/02/2020
SMIRTHA Convenience Stores, LLC 907 Five Leaf Ln. Waxhaw, NC	Fuel Mart 5035 N. Tryon St. Charlotte, NC Mecklenburg Co.	Violation of 15A NCAC 2N .0502 by failing to provide an ALLD for one pressurized piping system, violation of 15A NCAC 2N .0901 by failing to comply with secondary containment leak detection monitoring requirements for three UST systems and violation of 15A NCAC 2N .0904 by failing to repair or replace piping after a failed tightness test.	\$7,145.04	03/06/2020

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April 2020**

Responsible Party	Facility Name	Violation(s)	Penalty Amount	Date Assessed
Jayesh P. Patel 2011 Fairway Dr. Cherryville, NC	USA Food Mart 1409 E. Main St. Cherryville, NC Gaston Co.	Violation of 15A NCAC 2N .0301 by failing to provide corrosion protection for flexible connectors and other metal piping components for one UST system, violation of 15A NCAC 2N .0402 by failing to meet corrosion protection requirements for four UST systems, violation of 15A NCAC 2N .0801 by failing to secure and maintain four UST systems in temporary closure and violation of NCGS 143-215.94NN-SS by failing to provide a trained primary operator for four UST systems.	\$9,536.61	04/20/2020
Jack H. Davis 310 Mulberry Rd. Grover, NC	Jack Carz Speed Shop 101 N. Main St. Grover, NC Cleveland Co.	Violation of 15A NCAC 2N .0801 by failing to permanently close two substandard UST systems.	\$12,038.17	04/20/2020
Hi-Tech Energy Inc. 216 Newfound Rd. Canton, NC	Peddlers Village 7251 Hwy 64 W. Murphy, NC Cherokee Co.	Violation of 15A NCAC 2N .0502 by failing to provide leak detection for five pressurized piping systems, violation of 15A NCAC 2N .0502 by failing to comply with leak detection requirements for one suction piping system, violation of 15A NCAC 2N .0505 by failing to conduct annual tests of the operation of five automatic line leak detectors (ALLDs) and violation of 15A NCAC 2N .0603 by failing to investigate suspected releases at two dispenser containment sumps.	\$9,610.04	04/20/2020
Mayank A. and Sangeeta M. Desai 7915 Reynolda Rd. Pfafftown, NC	67 Gas for Less 7915 Reynolda Rd. Pfafftown, NC Forsyth Co.	Violation of 15A NCAC 2N .0502 by failing to provide leak detection for two pressurized piping systems and violation of 15A NCAC 2N .0505 by failing to conduct annuals tests of the operation of two ALLDs.	\$3,746.60	04/20/2020

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May 2020**

Responsible Party	Facility Name	Violation(s)	Penalty Amount	Date Assessed
Murphy Oil USA, Inc. 160 Mine Lake Ct., Ste. 200 Raleigh, NC	Murphy Express 7315 100 Caldwell Farm Rd. Belmont, NC Gaston Co.	Violation of 15A NCAC 2N .0901 by failiing to conduct an annual operability check of leak detection monitoring equipment for one UST system.	\$6,143.22	05/11/2020
Murphy Oil USA, Inc. 160 Mine Lake Ct., Ste. 200 Raleigh, NC	Murphy Express 8682 27527 Sugar Hill Rd. Marion, NC McDowell Co.	Violation of 15A NCAC 2N .0603 by failing to investigate suspected releases at two containment sumps, violation of 15A NCAC 2N .0603 by failing to investigate suspected releases after interstitial leak detection monitoring indicated that a release may have occurred at two spill containment buckets, violation of 15A NCAC 2N .0901 by failing to check the operability of leak detection monitoring equipment annually for one UST system, violation of 15A NCAC 2N .0905 by failing to remove a regulated substance from a dispenser containment sump within 48 hours for one UST system and violation of NGS 143-215.94NN-SS by failing to retrain a primary operator for three UST systems.	\$26,058.04	05/25/2020
Murphy Oil USA, Inc. 160 Mine Lake Ct., Ste. 200 Raleigh, NC	Murphy USA 7233 215 E. Harris Place Eden, NC Rockingham Co.	Violation of 15A NCAC 2N .0301 by failing to meet overfill requirements for one UST system and violation of 15A NCAC 2N .0603 by failing to investigate suspected releases at two under dispenser containment (UDS) sumps.	\$10,361.94	05/11/2020
Murphy Oil USA, Inc. 160 Mine Lake Ct., Ste. 200 Raleigh, NC	Murphy USA 7241 6705 NC Hwy 135 Mayodan, NC Rockingham Co.	Violation of 15A NCAC 2N .0502 and .0506 y failing to meet leak detection requirements for three USTs, violation of 15A NCAC 2N .0603 by failing to investigate a suspected release at one containment sump for one UST system and violation of NCGS 143-215.94NN-SS by failing to retrain a primary operator for three UST systems.	\$16,254.40	05/11/2020
Murphy Oil USA, Inc. 160 Mine Lake Ct., Ste. 200 Raleigh, NC	Murphy USA 7420 3470 Parkway Village Cir. Winston-Salem, NC Forsyth Co.	Violation of 15A NCAC 2N .0603 by failing to investigate suspected releases for one UST system and violation of NCGS 143-215.94NN-SS by failing to retrain a primary operator for three UST systems.	\$10,446.86	05/11/2020

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May 2020 (cont'd)**

Responsible Party	Facility Name	Violation(s)	Penalty Amount	Date Assessed
Murphy Oil USA, Inc. 160 Mine Lake Ct., Ste. 200 Raleigh, NC	Murphy Express 8814 3820 Oxford Station Way Winston-Salem, NC Forsyth Co.	Violation of 15A NCAC 2N .0603 by failing to investigate suspected releases at the submersible turbine pump (STP) containment sumps for four UST systems, violation of .0603 by failing to investigate suspected releases at four UDC sumps; violation of 15A NCAC 2N .0506 and .0901 by failing to comply with secondary containment leak detection monitoring requirements for four UST systems, violation of 15A NCAC 2N .0905 by failing to remove a regulated substance within 48 hours in UDS sumps for four UST systems and violation of NCGS 143-215.94NN-SS by failing to retrain a primary operator for four UST systems.	\$26,747.90	05/11/2020
Gas Town, Incorporated 8482 Linville Rd. Oak Ridge, NC	Radha Krishna Food Mart 613 N. Ayersville Rd. Madison, NC Rockingham Co.	Violation of NCGS 143-215.94U by placing petroleum product into two unpermitted UST systems.	\$4,746.14	05/25/2020
K-3, Inc. 1887 Ellisboro Rd. Stokesville, NC	Mayodan Marathon 116 N. 2 nd Ave. Mayodan, NC Rockingham Co.	Violation of NCGS 143-215.94U by failing to maintain a currently valid operating permit for three UST systems.	\$1,766.76	05/25/2020
Joseph Larry Scott 1075 Horseshoe Bend Rd. Erwin, NC	Joseph Larry Scott Property 1075 Horseshoe Bend Rd. Erwin, NC Harnett Co.	Violation of 15A NCAC 2L .0106(b) and (c) by failing to submit a Notification of Discharge Report, violation 15A NCAC 2L .0106(b),(c) and (f) by failing to perform initial response and abatement actions and violation of 15A NCAC 2L .0106(c) and 2L .0111 by failing to submit an Initial Assessment Report.	\$32,380.94	05/13/2020

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June 2020**

Responsible Party	Facility Name	Violation(s)	Penalty Amount	Date Assessed
Mountain Empire Oil Company 8565 Magellan Pkwy, Ste. 400 Richmond VA	Roadrunner Market 150 295 Smoky Park Hwy Asheville, NC Buncome Co.	Violation of 15A NCAC 2N .0502 by failing to comply with leak detection requirements for a suction piping system.	\$2,647.64	06/29/2020
Janki Khyati, Inc. 7676 Orchard Park Circle Harrisburg, NC	Ganesha Food Mart 1617 North Chester Gastonia, NC Gaston Co.	Violation of NCGS 143-215.94NN-SS by failing to retrain a primary operator.	\$1,742.96	06/22/2020
Speed-eez, LLC 2710 Enon Rd. Oxford, NC	Speed Eez 1624 Glenn School Rd. Durham, NC Durham Co.	Violation of 15A NCAC 2N .0603 by failing to investigate a suspected release for a UST system.	\$4,094.18	06/29/2020
Pilot Travel Centers LLC 5508 Lonas Dr. Knoxville, TN	Flying J Travel Plaza 682 1043 Jimmie Kerr Rd. Haw River, NC Alamance Co.	Violation of NCGS 143-215.94U by allowing petroleum product to be placed into unpermitted UST systems.	\$13,845.62	06/08/2020
SWTO LLC 500 Speedway Dr. Enon, OH	Flying J Travel Plaza 682 1043 Jimmie Kerr Rd. Haw River, NC Alamance Co.	Violation of NCGS 143-215.94U by placing petroleum product into unpermitted UST systems.	\$8,845.62	06/08/2020

**Division of Waste Management
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July 2020**

Responsible Party	Facility Name	Violation(s)	Penalty Amount	Date Assessed
JIDT LLC 233 South Point Rd, Belmont, NC	Lake Mart 233 South Point Rd, Belmont, NC Gaston Co.	Violation of 15A NCAC 2N .0502 and .0506 by failing to comply with leak detection requirements for two USTs.	\$3,452.26	7/20/2020
Nipin Patel 613 Ayersville Rd. Madison, NC	Radha Krishna Food Mart 613 Ayersville Rd. Madison, NC Rockingham Co.	Violation of 15A NCAC 2N .0502 and .0506 by failing to comply with leak detection requirements for four USTs, violation pf NCGS 143-215.94NN-SS by failing to retrain a primary operator for four UST systems and violation of NCGS 143-215.94U b allowing petroleum product to be placed into two unpermitted UST systems.	\$7,859.54	07/20/2020